IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.B.KOSHY
&
THE HONOURABLE MRS. JUSTICE K.HEMA

THURSDAY, THE 20TH SEPTEMBER 2007 / 29TH BHADRA 1929

MFA.No. 1409 of 2001()
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OPMV.2348/1993 of MOTOR ACCIDENT CLAIMS TRIBUNAL, KOZHIKODE
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APPELLANT:
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C.P.SAMIKUTTY, AGED 33 YEARS,
S/O.RAMAN VETTIYATTIL HOUSE,
P.O.MANNOOR, KOZHIKODE DIST.

BY ADV. SRI.JACOB ABRAHAM

RESPONDENTS:
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1. O.VIJAYACHANDRAN, AGED 28 YEARS,
S/O.THAYYAN, PUTHUKULANGARA HOUSE,
KADALUNDI, KOZHIKODE.

2. THE BRANCH MANAGER,
THE NATIONAL INSURANCE CO.LTD.,
BRANCH OFFICE, P.B.NO.529, JAIL ROAD,
KOZHIKODE.

BY ADV. SRI.RAJAN P.KALIYATH

THIS MISC. FIRST APPEAL HAVING BEEN FINALLY HEARD ON 20/09/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

**J.B.KOSHY & K.HEMA,JJ.**

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**M.F.A.NO.1409 OF 20O1**

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**Dated this the 20th day of September, 2007**

**JUDGMENT**

**Koshy, J.**

The appellant suffered serious injuries in a motor accident and he claimed compensation amounting to Rs.2,00,000/-. The doctor certified 5% disability. In view of the accident, his employment was not lost or salary was not reduced. The Tribunal awarded Rs.61,000/- with 12% interest from the date of application till the date of deposit. The accident occurred in 1993. Considering the nature of injuries, the date of accident, the impact of the accident and rate of interest awarded, we are of the opinion that just and reasonable compensation is awarded and no enhancement is necessary. The appeal is dismissed.

**J.B.KOSHY, JUDGE**

**K.HEMA, JUDGE**

vgs.